

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF WYOMING

4 UNITED STATES OF AMERICA, DOCKET NO. 21-CR-077-F

5 Plaintiff,

6 || vs.

7 || SALVADOR SALAS, JR.,

Cheyenne, Wyoming

July 28, 2021

1:39 p.m.

TRANSCRIPT OF ARRAIGNMENT/DETENTION PROCEEDINGS

BEFORE THE HONORABLE KELLY H. RANKIN
CHIEF UNITED STATES MAGISTRATE JUDGE

APPEARANCES:

14 For the Plaintiff: CHRISTYNE M. MARTENS
15 Assistant United States Attorney
16 DISTRICT OF WYOMING
100 East B Street, Suite 2211
Casper, WY 82601

17 For the Defendant: DAVID WEISS
18 Assistant Federal Public Defender
19 DISTRICT OF WYOMING
214 West Lincolnway, Suite 31-A
Cheyenne, WY 82001

22 *JANET DAVIS, RDR, FCRR, CRR*
23 *Federal Official Court Reporter*
24 *2120 Capitol Avenue, Room 2226, Cheyenne, WY 82001*
25 *307.314.2356 * jbd.davis@gmail.com*

25 *Proceedings reported by stenotype reporter; transcript produced
with Computer-Aided Transcription.*

Docket 21-CR-077-F

2

1 (Proceedings commenced 1:39 p.m., July 28, 2021.)

2 THE COURT: Thank you. Good afternoon.

3 We're on the record in the matter of United States of
4 America versus Salvador Salas, Jr., Case No. 21-CR-77-F. I
5 note the presence of Christyne Martens, Assistant United States
6 Attorney; David Weiss, Assistant Federal Public Defender, and
7 Mr. Salas who appears from the Platte County Detention Center
8 via video for his arraignment and detention hearing.

9 Mr. Salas, before we proceed any further, I do need to
10 ask you some questions to make sure you understand what we're
11 doing here today. But before I do that, I will ask the
12 courtroom deputy here to administer an oath.

13 (Defendant sworn.)

14 THE COURT: Mr. Salas, are you able to hear and see us
15 okay this afternoon?

16 THE DEFENDANT: Yes -- yes, Your Honor.

17 THE COURT: And are you currently under the influence
18 of any alcohol or controlled substances?

19 THE DEFENDANT: No, sir, I'm not.

20 THE COURT: And are you suffering from any mental or
21 physical condition that would make it difficult for you to
22 understand what we're doing here today?

23 THE DEFENDANT: No, sir.

24 THE COURT: And are you under the care of a medical
25 provider and currently taking any prescription medication?

Docket 21-CR-077-F

3

1 THE DEFENDANT: No, sir.

2 THE COURT: As mentioned, you, Mr. Salas, as all of
3 us, are appearing by video this afternoon, but you have every
4 right to appear in person with me, along with your attorney.
5 Or you can consent and agree to appear by video for today's
6 hearing.

7 I see that you have signed a written consent form
8 indicating to me that you are agreeable to video, but I want to
9 confirm: Do you, in fact, agree to appear that way, sir?

10 THE DEFENDANT: Yes, sir.

11 THE COURT: Any objection on behalf of Mr. Salas,
12 Mr. Weiss?

13 MR. WEISS: No, Your Honor.

14 THE COURT: Ms. Martens, any objection from the United
15 States?

16 MS. MARTENS: None, Your Honor.

17 THE COURT: Mr. Salas, the purpose of your hearing is
18 twofold, the first of which is your arraignment. And the
19 purpose of an arraignment is to go over each of the six charges
20 that are alleged against you in this recently filed indictment.

21 We will go over those counts. We'll also talk about
22 the maximum penalties you face should you be convicted of one
23 or more of these offenses, and then I'll formally ask you to
24 enter pleas to each count. It's my expectation you will be
25 pleading not guilty to all six counts, in which case we will

Docket 21-CR-077-F

4

1 establish a trial date in your case. We will also impose some
2 other related obligations.

3 And then, secondly, we will turn our attention to the
4 issue of detention or release while the case is pending.

5 Mr. Salas, do you understand generally what we're
6 doing here this afternoon?

7 THE DEFENDANT: Yes, sir. Yes, Your Honor, I do fully
8 understand.

9 THE COURT: Very well.

10 MR. WEISS: Your Honor, if I may.

11 THE COURT: Mr. Weiss.

12 MR. WEISS: I've had a chance to talk to Mr. Salas,
13 and given both the amount and nature of the charges, the fact
14 that Mr. Salas has a copy of the indictment in front of him, we
15 are fine with a summary of the charges themselves and not a
16 full reading of the allegations in each charge in terms of
17 today's proceedings.

18 Are you -- is that correct, Salvador?

19 THE DEFENDANT: Yes, sir.

20 THE COURT: All right. Very well. Then I'll just
21 simply summarize, Mr. Salas, the nature of the charges alleged
22 and then we'll talk about the maximum penalties for each.

23 So you can look, if you will, at the first page of the
24 indictment, you will see in the caption there what the six
25 counts separately allege.

Docket 21-CR-077-F

5

1 So Count One alleges possession of child pornography.
2 That's in violation of 18 United States Code, Section
3 2251A(a) -- subsections (a)(5)(B) and (b)(2), and Counts Two
4 through Six separately charge you with the production of child
5 pornography, and that's in violation of 18 United States Code
6 Section 2251(a), (e).

7 And then following the indictment, Mr. Salas, should
8 be a penalty summary that outlines the maximum penalties you
9 face should you be convicted of one or more of these offenses.

10 Do you see that document, sir?

11 THE DEFENDANT: Yes, sir.

12 THE COURT: So as you can see, for Count One -- that's
13 the possession of child pornography -- if convicted, you face
14 anywhere from zero up to 20 years in prison, a fine of up to
15 \$250,000, not less than five years up to a life term of
16 supervised release following any period of confinement, and
17 then there's a mandatory \$100 special assessment.

18 There's also a \$5,000 special assessment pursuant to
19 the Victims of Sex Trafficking Act of 2015, and a further
20 special assessment of up to \$17,000 along with mandatory
21 restitution of not less than \$3,000 per requesting victim,
22 pursuant to the Amy, Vicky and Andy Child Pornography Victim
23 Assistance Act of 2018.

24 And then for Counts Two through Six, each separately
25 carries the following maximum penalties, and, again, each of

Docket 21-CR-077-F

6

1 these separately charges you with the offense of production of
2 child pornography. Each carries with it a term of imprisonment
3 of not less than 15 up to 30 years, fines of up to \$250,000,
4 not less than five years up to a life term of supervised
5 release, and then each has a \$100 special assessment.

6 Each also carries with it a special assessment of
7 \$5,000 pursuant to the Victims of Sex Trafficking Act, and also
8 a special assessment of up to \$50,000 and mandatory restitution
9 of not less than \$3,000 per requesting victim, pursuant to the
10 Victim Assistance Act of 2018.

11 Understand, sir, that all six of these charges are
12 felony offenses, and should you be convicted of all six counts
13 and they were to be imposed consecutively, that is, one after
14 another, you face the following total maximum penalties: Sir,
15 you face up to -- not less, rather, than 15 years up to a life
16 term of imprisonment, fines of up to \$1,500,000, a life period
17 of supervised release following any period of incarceration,
18 \$600 in mandatory special assessments, and also there are
19 special assessments of up to \$30,000, pursuant to the Victims
20 of Sex Trafficking Act and up to \$267,000 in special
21 assessments and mandatory restitution of not less than \$3,000
22 per requesting victim, pursuant to the Victim Assistance Act of
23 2018.

24 Mr. Salas, do you understand generally the nature of
25 the charges alleged against you and also the maximum penalties

Docket 21-CR-077-F

7

1 for each count?

2 THE DEFENDANT: Yes, Your Honor, I'm very aware of the
3 charges and the penalties.

4 THE COURT: All right. Very well.

5 Mr. Weiss, is Mr. Salas prepared to enter pleas at
6 this time?

7 MR. WEISS: He is, Your Honor.

8 Just very quickly, the penalty summary I had says --
9 has a listing of life for the total, life imprisonment. The
10 way Your Honor had stated it, the 15 to life, I think is
11 correct. I just wanted to make sure that that was formally how
12 it is going to be written.

13 THE COURT: All right. And just -- Ms. Martens, do
14 you agree that the maximum penalty in terms of the imprisonment
15 potential is not less than 15 up to a life term of
16 imprisonment?

17 MS. MARTENS: I do, Your Honor. I see that the
18 mandatory minimum got left off there.

19 THE COURT: All right. Very well.

20 So just so you understand, Mr. Salas, the maximum
21 penalties, if convicted, again, of all six counts and should
22 they run consecutively, is not less than 15 up to a life term
23 of imprisonment as mentioned.

24 Do you understand that, sir?

25 MR. WEISS: Your Honor, if I may. I have seen it

Docket 21-CR-077-F

1 written both ways. If they were to run consecutive, because
2 they're five 15-year mandatory minimums, that would be 75
3 years. I don't believe the law requires that they run
4 consecutive, but often it is written as 75 to life. But I
5 agree that the actual minimum mandatory is 15.

6 THE COURT: All right. Very well.

7 Mr. Salas, with respect to Count One, again, that
8 alleges the offense of possession of child pornography, how do
9 you plead, sir?

10 THE DEFENDANT: No -- not guilty, sir.

11 THE COURT: As to Count Two that alleges production of
12 child pornography, how do you plead?

13 THE DEFENDANT: Not guilty, sir.

14 THE COURT: As to Count Three that alleges production
15 of child pornography, how do you plead, sir?

16 THE DEFENDANT: Not guilty, sir.

17 THE COURT: As to Count Four that also alleges
18 production of child pornography, how do you plead?

19 THE DEFENDANT: Not guilty, sir.

20 THE COURT: As to Count Five that alleges production
21 of child pornography, how do you plead?

22 THE DEFENDANT: Not guilty, sir. I'm not that man.

23 THE COURT: Also as to Count Six that also alleges
24 production of child pornography, how do you plead, sir?

25 THE DEFENDANT: Not guilty, sir.

Docket 21-CR-077-F

9

1 THE COURT: Your not guilty pleas are entered as a
2 matter of record.

3 It appears in Mr. Salas' case that Speedy Trial
4 expires on or about October 1st of this year.

5 Any objection to that preliminary calculation,
6 Mr. Weiss?

7 MR. WEISS: No, Your Honor.

8 THE COURT: And Ms. Martens?

9 MS. MARTENS: No, Your Honor.

10 THE COURT: Accordingly, then, we will schedule
11 Mr. Salas' jury trial for September 27th of 2021, beginning at
12 8:30 a.m., and that's before Judge Freudenthal here in the
13 federal courthouse building in Cheyenne. Again, that's
14 September 27th at 8:30 a.m.

15 Ms. Martens, the position of the United States
16 regarding discovery and grand jury transcripts?

17 MS. MARTENS: At this time, Your Honor, we are already
18 working on redacting our discovery to protect the identity of
19 the minor victim. But we would ask for just a little extra
20 time on top of our standard order which only gives us about two
21 weeks. So if I could ask for maybe an extra week just to make
22 sure we have a chance to comb through it thoroughly. I hope to
23 get it out before that deadline, but I would like that cushion
24 here.

25 THE COURT: Any need for a protective order or your

Docket 21-CR-077-F

10

1 position regarding grand jury transcripts?

2 MS. MARTENS: Yes, Your Honor, I would ask for the
3 standard protective order that limits the discovery to the
4 defense team in this case.

5 And then I would also ask -- I have no objection to
6 the sharing of the grand jury transcripts.

7 THE COURT: Very well.

8 Mr. Weiss, anything else you would like to add?

9 MR. WEISS: Your Honor, couple things. One thing in
10 regard to the limited discovery to the defense team, is there
11 an objection to us providing the discovery that we have, if
12 Mr. Salas remains in custody, to -- on a hard drive or flash
13 drive to the facility where he is so that he may review it on
14 that facility's computer?

15 MS. MARTENS: I have no objection to that, Your Honor.

16 MR. WEISS: Obviously, if he's released, we will work
17 out some other accommodation.

18 We might be asking for a continuance in this case. My
19 only objection -- not to be difficult -- would be that if we
20 were to have a three-week date as to the receipt of discovery,
21 that would give the defense about a week to review all of the
22 discovery and have motions in.

23 So I would ask only that if Your Honor were to grant
24 the government's request for an additional week -- because I
25 don't know whether -- I have not talked to Mr. Salas about a

Docket 21-CR-077-F

11

1 continuance and I don't know whether that would be granted --
2 that our -- that the order reflect that we have at least three
3 weeks from the date of the receipt of the discovery to file any
4 motions.

5 THE COURT: All right. Mr. Weiss, thank you.

6 Ms. Martens, any response you would like to add?

7 MS. MARTENS: No, Your Honor.

8 THE COURT: I will modify the Rule 16 discovery order
9 and accommodate the government's discovery request and give
10 them up to three weeks from today to provide the discovery to
11 Mr. Weiss.

12 And, reciprocally, I will provide -- Mr. Salas and his
13 defense team may have at least three weeks -- or up to three
14 weeks within which to receive that discovery as provided to
15 file any necessary defense motions.

16 Did I cover that accurately, Mr. Weiss?

17 MR. WEISS: Yes, Your Honor. Thank you.

18 THE COURT: You're welcome.

19 Also, I will remind the United States that they're
20 ordered to produce all exculpatory evidence in the case
21 pursuant to *Brady versus Maryland*, and failing to do so could
22 result in sanctions to include exclusion of evidence, contempt
23 proceedings, adverse jury instructions, and potentially
24 dismissal of one or more charges.

25 Regarding the arraignment portion of today's hearing,

Docket 21-CR-077-F

12

1 Mr. Weiss, anything else in that regard for you or Mr. Salas?

2 MR. WEISS: Nothing. Thank you, Your Honor.

3 THE COURT: And, Ms. Martens, anything else?

4 MS. MARTENS: Nothing, Your Honor.

5 THE COURT: Very well. Then let's shift our attention
6 to the issue of detention or release while the case is pending.
7 I will note that there is a written Pretrial Services Report
8 that has been filed.

9 Have counsel had an opportunity to review that report?

10 Mr. Weiss?

11 MR. WEISS: We have, Your Honor.

12 THE COURT: And Ms. Martens?

13 MS. MARTENS: I have, Your Honor.

14 THE COURT: All right. I will hear from the United
15 States first, please.

16 MS. MARTENS: Thank you, Your Honor.

17 It's my intention to rely on the Pretrial Services
18 Report and to proffer a few additional details to the Court.

19 So as you're familiar, Your Honor, this case carries
20 with it a presumption of pretrial detention, given the nature
21 of the charges. Most certainly we're relying on that
22 presumption, and I don't think we need to delve too deeply into
23 the evidence.

24 So in addition to that presumption, what we see in the
25 Pretrial Services bond report tells us that Mr. Salas has a

Docket 21-CR-077-F

13

1 history of both failure to appear and violation of protection
2 orders. So I think that those two things show a history of not
3 only a risk of flight, but dangerousness to folks in the
4 community. I think those things should weigh heavily in this
5 Court's determination about whether or not he's an appropriate
6 candidate for pretrial release.

7 And I guess I should say also that I did chat with
8 Mr. Weiss, and I launched into my full sort of explanation to
9 the Court with the idea that Mr. Salas is not consenting to
10 detention. But all of that I think weighs in favor of
11 detaining Mr. Salas.

12 The Pretrial Services Report also talks about his
13 pending battery charges against Ms. Parminter, and those
14 things, I think, all weigh additionally towards his
15 dangerousness.

16 Then another thing that I'd like to talk to the Court
17 about is we do have precedent in the Tenth Circus -- good
18 Lord -- Tenth Circuit, and the case is United States versus
19 Cisneros -- so that got word jumbled. I apologize -- talking
20 about how realizing the strength of the Government's case and
21 the severities of the penalties involved can certainly be good
22 inspiration for people to flee. And I think that's a pretty
23 natural conclusion.

24 So in a case like this what we're talking about -- I
25 think that the Pretrial Services Report gives a fair and brief

Docket 21-CR-077-F

14

1 summary of the case that's ahead of Mr. Salas, but I would like
2 to add a couple of details here for the Court.

3 So what we have here is possession of child
4 pornography and then production of child pornography charged in
5 five separate counts with the same minor victim. And I will
6 tell the Court that the videos that are charged individually in
7 four counts and the pictures that are charged in that fifth
8 count are geotag located to Mr. Salas' residence. Mr. Salas'
9 body parts are visible in the videos, and I believe his face is
10 visible in a photo or two in the stack. But, in addition, we
11 do have Mr. Salas admitting to sexual contact with the minor.

12 And given that kind of evidence against the defendant,
13 I think that -- and the maximum penalties that we've talked
14 about here today, I think that that all gives him solid
15 incentive to flee.

16 And I think that those factors taken together
17 certainly in the analysis under 3142 say not only is he a risk
18 of flight and that there are no terms or conditions that could
19 assure his appearance as required for court, but I think he's
20 also a danger to the community in the purely predatory nature
21 of this crime and his history of failure to abide by those
22 protective orders previously issued by the courts.

23 THE COURT: Thank you, Ms. Martens.

24 Mr. Weiss.

25 MR. WEISS: Your Honor, both the Pretrial Services

Docket 21-CR-077-F

15

1 Report and Ms. Martens talk about Mr. Salas' history in terms
2 of both his risk of flight and Ms. Martens' more on his risk of
3 dangerousness, the risk of flight being failures to appear in
4 2007 and 2011, and I believe the prior violations of protection
5 orders being 2011 and 2012. So the most recent incident we're
6 talking about is nine years old.

7 And I understand that these are very serious charges
8 and that, you know, the mandatory minimums are significant and
9 do weigh on the risk of flight. However, when we're looking at
10 Mr. Salas' history, I think we need to look at his recent
11 history. And the fact is he was charged on similar charges
12 involving similar -- not, obviously, the images, but the
13 behaviors were charged -- excuse me -- in state court from the
14 same exact instances.

15 At that time, he was given bond. I know the events
16 were in late February. I am not exactly sure of when he was
17 given bond, but I believe it would have been late February,
18 early March.

19 Since that time, Mr. Salas has been completely
20 compliant on his bond conditions. He's checked in with his
21 probation officer. He's maintained employment.

22 Salvador, you would like to say something?

23 THE DEFENDANT: Yeah.

24 MR. WEISS: What would you like to say?

25 THE DEFENDANT: I've contacted my --

Docket 21-CR-077-F

16

1 MR. WEISS: What was that?

2 THE DEFENDANT: I contacted my probation, my bond --

3 MR. WEISS: You've also been in contact with your bail
4 bondsman?

5 THE DEFENDANT: Yes, twice a week, sir, and I've had
6 gainful employment. And I'm building bridges and I'm building
7 these walls and stuff out there in Jackson, between Jackson
8 Hole and Alpine. And I've been really clear -- I've been
9 really crystal-clear with my employer and where I work with,
10 and they've contacted my -- I got a letter, too, of my
11 employer. I do heavy equipment operating and I -- out of 30
12 employees and stuff and where I'm pretty much -- I operate a
13 crane, too, so pretty much I -- they depend on me and I depend
14 on them, too, as well. But I've been -- I've had gainful
15 employment, too, as well. And I've been contacting -- like
16 I -- as I said, I've been contacting my bondsman twice a week
17 and keeping him in the loop. And I own a graphic design and
18 advertising business and a clothing line, too.

19 MR. WEISS: So, Your Honor, I think recent history,
20 you know, over the past several months is a better indicator of
21 where Mr. Salas is at than going back 9, all the way back to 14
22 years, from 9 -- from 14 years ago to 9 years ago to look at
23 his behavior. He has been completely compliant. He's been
24 employed. He's been in contact with those he needs to be in
25 contact with. And there's no reason to think that if he were

Docket 21-CR-077-F

17

1 to continue on release that he would be anything but compliant.
2 He's had very serious charges pending against him since he's
3 been out on bond, and he has strong connections here and has
4 made no attempt to flee whatsoever.

5 Additionally, I am not sure -- and I don't know if
6 Ms. Martens knows or not -- whether or not those state charges
7 are still pending.

8 MS. MARTENS: I believe they are still pending.

9 MR. WEISS: So he would not only be subject to ankle
10 monitoring in federal court, but he would also, if released,
11 still be on the state bond and have the -- and Salvador, how
12 much money was put up on your state bond?

13 THE DEFENDANT: It was about -- I believe it was a
14 hundred percent -- \$100,000 cash or surety, and it was a
15 bond -- and I've been trying to --

16 MR. WEISS: But the bond itself was a surety of
17 \$100,000?

18 THE DEFENDANT: Yes, sir, of a hundred thousand. And
19 so me and my parents, we have been --

20 MR. WEISS: Okay.

21 So in addition to any conditions Your Honor were to
22 put on him, which I think, given the charges, an ankle monitor
23 would be mandated under the Adam Walsh Act, he would also
24 continue to be on that state bond where there's an additional
25 \$100,000 surety and, just to remind the Court, a bond that he's

Docket 21-CR-077-F

18

1 been totally compliant on.

2 For those reasons, I would ask the Court to grant a
3 sign-on bond for Mr. Salas, require him to wear an ankle
4 monitor and whatever other conditions the Court thought were
5 necessary.

6 THE COURT: Thank you, Mr. Weiss.

7 Ms. Martens, anything else you would like to add?

8 MS. MARTENS: Um, I think that the Pretrial Services
9 Report fairly well captures the essence of what's happening
10 here. And when we talk about Mr. Salas' compliance, I would
11 point out for the Court that our Pretrial Services Report does
12 note that he denied any real substance abuse problem or
13 history, but that's clearly reflected in his history here with
14 his controlled substances violations which do come forward in
15 time past those protective order violations and failures to
16 appear.

17 So I do have some overall concerns about his candor,
18 both with our Pretrial Services officer and the Court in
19 general.

20 THE COURT: Thank you, Ms. Martens.

21 Well, Mr. Salas, as has been indicated by your
22 attorney, the attorney for the Government and certainly as you
23 recognize, there's no question that you face six very serious
24 charges that carry with it very serious consequences.

25 As a result of that, there is a presumption that you

Docket 21-CR-077-F

19

1 should be detained, albeit it is rebuttable. And in
2 considering whether that has been rebutted, and even if it has,
3 a number of factors for me to assess to determine whether or
4 not you are a flight risk or a danger to the community, I
5 consider the nature and circumstances of the offense or in this
6 case, the offenses. And as mentioned, there's no disputing
7 that these are very serious charges as alleged involving a
8 minor victim. So that works in favor of detention just
9 generally.

10 The second prong for my consideration is the weight of
11 the evidence. And we've heard some proffered information from
12 the prosecutor, Ms. Martens. There's some references also in
13 the Pretrial Services Report to the serious nature underlying
14 each of these charges. And it appears generally that the
15 evidence against you is quite strong. You'll certainly have
16 every opportunity to challenge the Government's evidence in due
17 course. But for purposes of today's hearing, that factor also
18 weighs in favor of your continued detention.

19 The third characteristic -- rather, factor, is your
20 history and characteristics, and in that regard it is sort of a
21 mixed bag. As articulated by Mr. Weiss and Ms. Martens, there
22 are some positive components of your history, including your
23 employment history. I think what stands out, the most apparent
24 to me, and that is what you've been able to procure a job and
25 that you have a well-paying job in the Jackson area currently.

Docket 21-CR-077-F

20

1 You also have, apparently, for an unknown period of
2 time not committed any violations of your state bond on either
3 pending matter. And there are, I would note, two matters
4 pending. One is a domestic battery times two, two charges
5 pending there in Natrona County, and also the matters that
6 appear to be somewhat related to the charges for which you
7 appear in this court.

8 So, to my knowledge -- and there's been no evidence or
9 information presented to the contrary -- you have presented
10 yourself, for at least a period of time, again, an unknown
11 period of time, and not violated your term of supervision of
12 release. So those are certainly areas that are favorable.

13 On the flipside of the coin, I do have strong
14 concerns, as indicated by Ms. Martens, about your substance
15 abuse history coupled with the nature of the allegations, and
16 there does appear to be some inconsistent statements that have
17 been made to the Pretrial Services officer here regarding that
18 history.

19 But even without that, there's no question that during
20 the course of your conduct that -- for which you have
21 encountered law enforcement and been convicted of various
22 offenses, there are substance abuse violations on your record.
23 And we can go back as far as necessary, but certainly beginning
24 in 2013, where apparently there was an allegation and a
25 conviction of possession with intent to distribute cocaine,

Docket 21-CR-077-F

21

1 then another unlawful possession of a controlled substance in
2 Campbell County in 2016, and then another unlawful possession
3 of a controlled substance and delivery. Those matters were
4 dismissed earlier this year.

5 And I can't help but notice the date of offense for
6 that is the same date of offense for the offenses for which you
7 have been charged here, so I make the assumption that those are
8 related to the allegations involving controlled substances in
9 these various counts.

10 There is also a concern about an assaultive-type
11 conduct that is pending. Again, you have been released on
12 that, also out of Casper; domestic violence with two offenses
13 alleged there, and then presumably related charges pending in
14 Natrona County, although the date of offense in the report
15 indicates April 1st, whereas the offenses alleged here occurred
16 prior to that, as late as the first part of March.

17 So I assume they're related, and I do understand that
18 those matters are still pending, in any event, as indicated in
19 the report.

20 So when I look at all of that -- and can't certainly
21 ignore the serious nature of these charges, the substance abuse
22 history and some of the inconsistencies there. Certainly there
23 have been some compliance issues along the way, but admittedly,
24 those have been nine, ten years or more ago -- I find on
25 balance that based on the information before me at this point,

Docket 21-CR-077-F

22

1 without a firm release plan and without any real assurance that
2 you would not be a flight risk or a danger to the community,
3 based on the information and the evidence presented to me -- I
4 find that by clear and convincing evidence, as recommended by
5 the Pretrial Services officer and the United States, that as of
6 today, there are no conditions or combination of conditions
7 that can be imposed to ensure that you're not a flight risk nor
8 a danger to others in the community based on your history.

9 So for those reasons, Mr. Salas, I will order you
10 detained pending further proceedings in this matter.

11 Mr. Weiss, anything else I can address in Mr. Salas'
12 case this afternoon?

13 MR. WEISS: Not at this time. Thank you, Your Honor.

14 THE COURT: You're welcome.

15 Ms. Martens, anything else for the United States?

16 MS. MARTENS: No, Your Honor. Thank you.

17 THE COURT: All right. Very well. That concludes
18 today's hearing for Mr. Salas. And we'll say good-bye now.
19 Thank you, everyone.

20 MR. WEISS: Your Honor, one sec.

21 THE COURT: I'm sorry? Yes.

22 MR. WEISS: Salvador, will you call me Monday, okay?

23 THE DEFENDANT: Yes, sir.

24 MR. WEISS: All right.

25 THE COURT: All right. Thank you, everyone. We will

Docket 21-CR-077-F

23

1 say good-bye.

2 (Proceedings concluded 2:10 p.m., July 28, 2021.)

3

4

5

6

7

8

9

10

11

12

13

14

15

16

17

18

19

20

21

22

23

24

25

1 C E R T I F I C A T E
2
3
4

5 I, JANET DAVIS, Federal Official Court Reporter for
6 the United States District Court for the District of Wyoming, a
7 Registered Diplomate Reporter, Federal Certified Realtime
8 Reporter, and Certified Realtime Reporter, do hereby certify
9 that I reported by machine shorthand the foregoing proceedings
10 contained herein on the aforementioned subject on the date
11 herein set forth, and that the foregoing pages constitute a
12 full, true and correct transcript.

13

14 Dated this 13th day of August, 2021.

15

16

17

18

/s/ Janet Davis

19

20

JANET DAVIS, RDR, FCRR, CRR
Federal Official Court Reporter

21

22

23

24

25